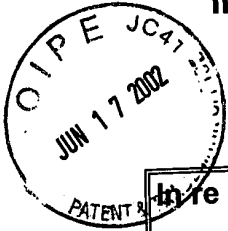


#10/SUBST. DEC
PATENT
Hawkins
7/5/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: HUTH



In re Application of:

GERHARD HUTH

Appl. No.: 09/730,897

Filed: December 6, 2000

For: PERMANENT MAGNET
SYNCHRONOUS MOTOR

)
)
) Examiner: G. Perez
)
) Group Art Unit: 2834
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)
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DECLARATION UNDER 37 C.F.R. §1.8(b)

Assistant Commissioner for Patents
Washington, D.C. 20231

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TECHNOLOGY CENTER 2800

S I R:

Applicant has timely filed a response to the Office Action, dated November 2, 2001, on February 26, 2002, together with a petition to extend the time for response by one month. Upon not receiving the return post card, as of yet, and as a result of a telephone conversation with the Examiner, Mr. G. Perez, who is in charge of this application, it is necessary that this showing be made conforming to 37 C.F.R. §1.8(b), the acceptance of which is respectfully requested.

In support, Applicant submits herewith the following items:

- 1) A copy the returned postcard, indicating the submission of the response.
- 2) A copy of the amendment, indicating on page 1, the certificate of mailing with a mailing date of February 26, 2002.
- 3) A copy of the check for payment of the one-month extension fee.
- 4) A copy of the outgoing mail log, indicating the filing of the response in this matter
- 5) A Declaration by Antonella Fusillo, executive secretary of Henry M. Feiereisen, agent for applicant.

Under the circumstances presented herewith, it is applicant contention that the response to Office Action of November 2, 2001 has been timely filed, and acknowledgement of this fact is respectfully requested.

The Commissioner is hereby also authorized to charge any fees which may be required during the pendency of this application, including any patent application processing fees under 37 C.F.R. 1.17, and any filing fees under 37 C.F.R. 1.16, including presentation of extra claims, or credit any overpayment to Deposit Account No: 06-0502.

Respectfully submitted,

By: 

Henry M. Feiereisen
Agent for Applicant
Reg. No. 31,084

Date: June 10, 2002
350 Fifth Avenue, Suite 3220
New York, N.Y. 10118
(212) 244-5500
HMF:af

PATENT

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Docket No.: HUTH

In re Application of:

GERHARD HUTH

Appl. No.: 09/730,897

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For: PERMANENT MAGNET
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) Examiner: G. Perez

) Group Art Unit: 2834

DECLARATION BY ANTONELLA FUSILLO

Commissioner of Patents and Trademarks
Washington, D.C. 20231

I, Antonella Fusillo, declare as follows:

1. That I am the executive secretary of Henry M. Feiereisen, the domestic representative for applicant of the above-identified patent application;
2. That on February 26, 2002, I personally deposited with the United States Postal service mailbox located in the Empire State Building, 350 Fifth Avenue, New York, N.Y. 100118, the response to the Office Action, dated November 2, 2001 in Appl. No. 09/730,897;
3. That a true copy of the response to the Office Action, dated November 2, 2001 is attached hereto along with a copy of a return post card for acknowledging receipt by the U.S. Patent and Trademark Office, which has not been returned, and a copy of check no. 1556, accompanying the response of February 26, 2002, to pay for the one-month extension.

4. That all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: June 10, 2002



ANTONELLA FUSILLO